

Remarks/Arguments

Claims 27 and 33-55 were and will remain in the application upon entry of this response. Claims 27, 33, 37, 54 and 55 have been amended herein. A terminal disclaimer and the appropriate fee are included herewith.

The Examiner has objected to the previous terminal disclaimer and maintained the previous nonstatutory double-patenting rejection. A new terminal disclaimer is included herewith. Applicants respectfully point out that an attorney of record with an express power of attorney can execute a terminal disclaimer, and an appropriate power of attorney was filed on February 12, 2007 and accepted by the Patent and Trademark Office on May 21, 2007.

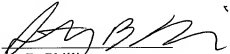
Applicants have amended the specification to insert the priority claim. This priority claim was made in the initial filing papers and acknowledged by The Office.

The Examiner has rejected claims 27, 33-52, 54 and 55 as drawn to subject matter that is unpatentable under 35 U.S.C. § 101. All of the rejected claims are method claims. Applicants have amended all claims which recite process elements to tie elements of the process as recited in the body of the claim to computing hardware. Support for the added recitation can be found in the specification at page 5, lines 19-22. Claims not directly amended are amended through dependency from the base claim. Claims 27, 33-52, 54 and 55 now comply with 35 U.S.C. § 101.

Applicants believe they have responded to the Examiner's concerns, and that the application is in condition for allowance. Reconsideration of this application as amended is hereby requested.

Date: 12/23/09

Respectfully submitted,

By: 
Steven B. Phillips
Registration No. 37,911
Moore & Van Allen PLLC
P.O. Box 13706
Research Triangle Park, NC 27709
Phone: 919-286-8000
Facsimile: 919-286-8199